S.B. CIVIL WRIT PETITION NO.485/2004
(Sanjay Kumar Kankaria Vs. Municipal Corporation)

Date :: 03.05.2007

HON'BLE MR. JUSTICE GOPAL KRISHAN VYAS

Mr.Sunil Bhandari for
Mr.Anjay Kothari, for the petitioner.

Heard learned counsel for the petitioner.

It is contended by the learned counsel for the petitioner that the impugned notice of demand dated 3.2.2003 (Annexure-5) is against the Ajay Art Emporium and petitioner is not partner of Ajay Art Emporium. The only apprehension of the petitioner is that recovery is going to be made by the Municipal Corporation in pursuance of attachment notice dated 23.1.2004 Annexue-6. The apprehension of the petitioner is totally unfounded because attachment notice dated 23.1.2004 issued against Ajay Art Emporium and petitioner Ajay Kumar Kankaria has already preferred writ petition challenging attachment notice dated 23.1.2004 and notice of demand dated 3.2.2003 which is pending before this Court.

In this view of the matter, there is no force in the present writ petition. The petition is dismissed.

[GOPAL KRISHAN VYAS],J.

A.K. Chouhan/-